

**Tentative Minutes
Genola City Council Meeting
March 9th, 2016**

Elected Officials Present: Mayor Lonny Ward, Councilmembers Marty Larson, Stan Judd, Neil Brown, Hale Robison.

Staff Present: Legal Counselor Joshua Nielsen, Fire Chief William McMullin, Police Chief Rodney Hurst, Planning Commission Chairman Joe Stubbs and Vice Chairman Nancy Baird, Librarian & Senior Citizen Director Linda Arnold, Town Clerk Lucinda Daley.

Those Present: Bryan Draper, DeAnn Thomas, Gary Daley, Ivy Allred, Dallen Thomas, Doug Thomas, Darrick Whipple, Caleb Harold

6:00 pm WORK SESSION:

1. 6:30 p.m.

Open and Public Meetings training with Josh Nielsen.

Discussion took place regarding the item(s) listed above; no formal actions are taken in a work session.

7:00pm CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITION:

Mayor Ward called the meeting to order at 7:00 p.m.

Motivation/Inspirational Message given by Linda Arnold.

Councilman Neil Brown led in the pledge of allegiance.

CONSENT ITEMS:

Mayor Ward gave a brief description of the item(s) listed below.

1. **Minutes of 02-10-2016 Council Meeting –**
2. **Expenditures in the amount of fourteen thousand eight hundred sixty nine dollars and seventy seven cents (\$14,869.77)**

Councilman Marty Larson made a **Motion** to **approve** the minutes for 02-10-2016.

Councilman Stan Judd **Seconded** and the motion **Passed** all in favor.

Councilman Neil Brown made a **Motion** to **approve** the expenditures in the amount of fourteen thousand eight hundred sixty nine dollars and seventy cents.

Councilman Marty Larson **Seconded** and the motion **Passed** all in favor.

Reports:

Chief Rodney Hurst gave the police report. Chief said he pulled 32 case numbers. The officers issued 8 citations for a total of 10 offences. The total cad stats were 35. 18 of the calls were officer generated 17 public generated and 4 Fire calls.

Chief William McMullin gave the fire department report. Chief reported there were four (4) fire calls and one (1) EMS call. The department was only called out on one (1) of the fire calls it was for a chicken coop fire. Chief said he had one bid on the electrical problem at the station and Vance Baxter is getting the bids for the repair to the fire sprinkler system in the station. Chief Hurst also reported that the wildland fire training would continue through the 19th of this month.

Chairman Joe Stubbs told council he was not at the last meeting so Vice Chair Nancy Baird was going to give the report. Chairman Stubbs said he had a citizen complaint about the north end of 350 East the citizen felt that there was not a cul-de-sac for the emergency vehicles to turn around. Mayor Ward asked Clerk Daley to check with Chris Steele the public works director to see if the cul-de-sac needed to be addressed. Chairman Stubbs was also concerned with the new home being built on 1200 North and the damage the big trucks were doing to the road. Chairman Stubbs felt that the cost of repairs should be the homeowner's responsibility and perhaps the certificate of occupancy could be withheld. Council did not think that the town could require the builder to pay for the cost of repairs and the certificate of occupancy could not be withheld. Chairman Stubbs turned the time over to Vice Chairman Nancy Baird for the planning commission report. Ms. Baird reported that the commission had their election and elected Joe Stubbs for the Chairman and Nancy Baird for the Vice Chairman. The subdivision

petition for Kelly Beckstrom was reviewed and the planning commission would recommend to the council to approve the subdivision. There was also two (2) building permits one (1) for a commercial building for Mark Whiting and the other for two (2) sheds for Curtis Frei. Both permits were approved. Ms. Baird said they still need another member for the commission. Mayor Ward said he would follow up with a resident he had asked. Chairman Stubbs asked if the council had anything they would like the commission to work on. Councilman Larson asked if the commission would work on an ordinance that would address the cost of a proposed road being put on a property line and his concern was that the ordinance be in place before the problem arises. Chairman Stubbs said they would readdress the issue.

Darrick Whipple with Highline Canal reported that he, Councilman Larson and Councilman Brown had met and talked about 800 North and the need to clear the spill ditch and piping the upper portion to address the erosion concerns. Mr. Whipple reported that the clearing of the spill ditch was already done and 250 feet of pipe had been put in place at the top of 800 North. Mayor Ward asked Mr. Whipple if there was any more discussion on piping the highline canal at their meetings. Mr. Whipple said that they were still in the early stages of trying to get funding for the project so they would not be piping any of the canals this summer. Mayor Ward then asked if the federal government is going to transfer title over to the Strawberry Highline Canal Company. Mr. Whipple explained that it was adopted by resolution that the Canal Company would be in favor of the transfer, so the Utah representative will now go to Washington DC and represent that this area is in favor of the title transfer bill.

Public Forum: Bryan Draper asked Council if they would be in favor of bringing a storage container to the town park to be used for extra library books. The council was concerned that the books needed to be reviewed to make sure they are not duplicates and that there was a real need to store the books. There was some concern from the council that the books would be stored and not used in the library. Linda Arnold told council they would be rotated into the library. Council told Mr. Draper to check with Chris Steele the public works director to make sure the storage container would work and not be in his way and then report to Mayor Ward.

NEW BUSINESS:

Discussion and possible action on a subdivision petition for property owned by Kelly and Gaylyn Beckstrom located on 400 West parcel numbers #32:011:0109 and #32:011:0077. Mr. Beckstrom explained that he was dividing his parcel for the second lot. The Council briefly discussed the lots and approved.

Councilman Neil Brown made a **Motion to approve** the subdivision for Kelly and Gaylyn Beckstrom.

Councilman Marty Larson **Seconded** and the motion **Passed** all in favor.

Next on the agenda was discussion and possible action with Gary Daley regarding nuisance yards. Mr. Daley expressed his concern with a neighbor who needed to cleanup his yard. Mr. Daley said he had asked the individual to clean it up and nothing happened then he talked with the police and the mayor and still nothing happened. Mr. Daley said that he was concerned that the garbage was out to the street and it wasn't contained so when the wind blew the garbage went everywhere. He was also concerned with things being parked along the streets and causing a danger to children. Mr. Daley said there is no way of knowing ahead of time if one of the children are going to run out or ride their bikes into the street. Mr. Daley felt that until the council put something in place nothing would change. Chief Hurst said that the police were aware of the complaint but their understanding was that the council wanted to take care of it on an administrative level. Council asked what the fine would be. Josh Nielsen explained that it

was a class B misdemeanor and carried up to a hundred fifty dollar fine. Councilman Larson asked if there was a warning issued first. Chief Hurst said not a warning but that a letter would be sent to the offender and there would be a time limit for the individual to take care of the problem, then the fines would be added if it's not taken care of. It was asked if the police chief needed to know if the police start the process would the council then step in and say they wanted to handle it. Chief Hurst said that the council needed to follow the ordinance and stay out of it so the process could take place. The Council then discussed if there needed to be some kind of town wide process to know the offenders, or if they would wait for a complaint from a neighbor. It was decided that the council would let the complaint from a neighbor be the process then the police could step in and do their job. Chief Hurst told council it would be best to coordinate with the town cleanup day so that the residents would have dumpsters to dump in. Council decided to let the police enforce the ordinance as it is written.

Next was a discussion and possible action on bidding out five hundred eleven inches of surplus irrigation water owned by the town for the 2016 season. Council was in agreement to have Clerk Daley notice the bidding for the surplus water.

Councilman Neil Brown made a **Motion to approve** the renting out of the surplus irrigation water owned by the town.

Councilman Marty Larson **Seconded** and the motion **Passed** all in favor.

Discussion and possible action on the plan for the recreation grant in the amount of two thousand dollars. Clerk Daley explained that the grant could only be rolled over for two (2) years and this would be the second (2nd) year so a plan needed to be approved on how to best spend the money. Clerk Daley said that Chris Steele would like the grant money spent on some playground equipment and picnic tables for the north pavilion.

Councilman Marty Larson made a **Motion to approve** a plan for the recreation grant money to be spent on some playground equipment and picnic tables for the north park as far as the money would go.

Councilman Neil Brown **Seconded** and the motion **Passed** all in favor.

Discussion and possible action on Resolution # 2016-01 the culinary water rate increases and the amended fee schedule. Josh Nielsen explained that the water rate increase and the amended fee schedule were two (2) separate issues. Councilman Larson voiced his concern with the shutoff notice fees. He felt that if the fees were being raised for the paying customer then the fees for the ones who did not pay their bill should also be raised. Councilman Larson wanted the nonpayment notice to be twenty five dollars (\$25) and the shut off fee for nonpayment to be thirty five dollars (\$35.00).

Councilman Stan Judd made a **Motion to approve** resolution 2016-01 adjusting the water rates for the Town of Genola.

Councilman Neil Brown **Seconded** and the motion **Passed** all in favor.

There was then some discussion on resolution 2016-02 amending the fee schedule. Josh Nielsen explained that the fees for the shut off notice and the shut off for nonpayment needed to be added to the motion. Mr. Nielsen also explained that the fee for the renewal of the building permit after it had expired would need to be put into the fee schedule. There was then some discussion if the shut off for nonpayment is sixty (60) days or if it is ninety days (90).

Councilman Marty Larson made a **Motion to approve** the fee schedule including the new fee amount for the notice of nonpayment, the shut off for nonpayment and the shut off be in accordance with our ordinance whether it be sixty or ninety days.

Councilman Neil Brown **Seconded** and the motion **Passed** all in favor

Next was a discussion on Chapter 4002 of the amended Building Permit Ordinance. Josh Nielsen said that all the changes have been made as recommended by the Town Council and the Planning Commission and that John Cowan the town's building inspector recommended a

change in reference to adopting the uniform building code or the building code as adopted by the state of Utah. We refer to it as the international building code. Councilman Brown felt that the RES check needed to be taken out because we do not check these and also the letter from the fire chief that the building meets all uniform fire code regulations and the structure will meet all water flow requirements during and after construction needs to be taken out because they are not requirements for residents but for the town. On the copy of the septic system approval from the county (if applicable) needs to be added. A copy of adequate water supply needs to be removed from the requirements for a resident because it's the town's responsibility to send it to the county. Mr. Brown had some concern with the notice from the building inspector and the red tag notice. It was decided to change the wording to the first notice and the second notice and remove from the requirements, the RES check, the letter from the fire chief except on commercial, and the adequate water supply letter to the county. There was then discussion on the fee for the renewal of a building permit. It was decided to set the fee at one hundred dollars (\$100.00).

Next was a discussion and possible action on Resolution # 2016-02 appointing Mayor Lonny Ward as the town's representative for the Utah Valley Dispatch Board of Trustees and Chief William McMullin as the alternate. Mr. Nielsen discussed with the Council that there are two (2) boards and Chief McMullin is willing to be the representative for the Town. Clerk Daley will post a notice to fill the vacancies.

Then there was a discussion on the West Mt. Marathon and the use of our Town Park. Mr. Nielsen said that he had sent a letter with requests for information from them. Mr. Nielsen said that they had fulfilled all of the requirements but one. They had not sent us a copy of the complete application with the county they just sent us a copy of the permit. It was decided that a copy of the permit was sufficient. There was then a discussion on the starting point and if there needs to be permission from the landowner to use the area. Mr. Nielsen will contact them to let them know they need permission from the landowner. Mr. Nielsen would also discuss with them the location of the porta potty's. The council was pleased with the progress Mr. Nielsen had made in gathering information for the marathon.

Discussion and possible action on an Eagle Scout project for Caleb Harold. Mr. Harold approached the Council and told them his project would be cement seating or stairs on the east side of the soccer field. Council told Mr. Harold that he needed to be more detailed for the cost and process of the project, and then come back to the Council for final approval. It was discussed that if his friend was doing an extension of the project he could come with Caleb and present at the same time. Mayor Ward told Mr. Harold to contact Councilman Stan Judd to help him.

Council Comments

Mayor Ward asked Linda Arnold to report on the senior citizens. Ms. Arnold told council that their monthly get together was great and the entertainment was good. There were thirty plus in attendance. Ms. Arnold also reported that the library is doing well and the tutoring always has two or three kids come in for help.

Mayor Ward then gave his report. Mayor said that the work on highway six that was going to be combined with Santaquin City was not going to work. Santaquin City decided to send the projects in separately. The project for Genola is estimated at three million dollars (\$3,000,000.). We were ranked in the middle tier and should move onto a concept stage. Mayor reported that we have two (2) positions that need to be filled the emergency preparedness director and the recreation director. Mayor told council to let him know if they had any recommendations for the positions.

Councilman Judd gave the park report. Councilman Judd reported that he had discussed with Chris Steele the project to bring water to the arena. Mr. Steele explained that the secondary water access is on the north side of the park. There was some discussion on the need to bring the secondary water to the land owned by the town on the west side of the arena but that it would be better to buy a water truck for the arena. Councilman Judd said he would look to see what is available. Councilman Robison said he would check with his work to see if they are selling any equipment that might work. Councilman Judd said that the rodeo committee would like to do a junior rodeo the weekend after the town celebration and wanted to know if the town would sponsor the event. There was discussion that the Council would not sponsor the junior rodeo. Councilman Judd said he would talk to the committee. Councilman Judd said that they were working on John Roberts to be the Grand Marshall at the celebration. The council then had a discussion on the rental of the arena. Council was in agreement that the arena can be rented out by a resident who wants to use it a couple of Saturdays a month as long as it doesn't put an unnecessary burden on the employees.

Councilman Marty Larson gave the secondary water report. Councilman Larson explained that he had met with Darrick Whipple from the Highline Canal Co. and the landowners who would be involved in piping the spill ditch on 800 North. There was discussion at their meeting of using seconds pipe for the project but the cost was too expensive for the landowners so Highline Canal is going to keep them on the radar and try to find a less expensive solution.

Councilman Hale Robison gave the culinary water and the streets report. Councilman Robison explained that the radiator in the Ford 9000 snow plow truck is no good. The large truck is used in the summer to move dirt around. It will need to be used to help with the dirt for the berm on the west side of the arena. The Council agreed that the truck needs to be fixed. Councilman Robison asked Council if they would like Paul Broderick to attend the road school. Council decided to have Paul working to become certified with the water system. Council agreed to send Paul with Chris to the water school next year.

Councilman Neil Brown told those present that the Chief McMullin had already given the Fire Department report.

ADJOURN:

Councilman Hale Robison made a **Motion to adjourn** the meeting.

Councilman Neil Brown **Seconded** and the motion **Passed** all in favor at 8:50 p.m.

Minutes prepared by Lucinda Daley
Town Clerk